

MEMO ENDORSED

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BY ECF

Honorable Katherine Polk Failla
United States District Judge
Southern District of New York
United States Courthouse
500 Pearl Street
New York, N.Y. 10007

January 10, 2020

Re: Dan-Bunkering (America), Inc. v. Ardica
Construcciones, S.A. de C.V., et al.,
Index No. 1:17-cv-09873-KPF

Dear Judge Failla:

I respectfully submit this letter request for an extension of time, until Monday, January 13th, to submit Ardica's summary judgment supporting memorandum. My co-counsel, Mr. Herasme, has just contacted our colleague Mr. Chester by email to advise that we will be needing the additional business day and weekend to complete our memorandum of law. We have had unanticipated computer glitches this morning and my operating day is truncated by the approaching Shabbat at 4:35 this afternoon.

We certainly have no objection to allowing Plaintiff's counsel the same extension of time in which to file Dan-Bunkering's summary judgment memorandum in order to maintain parity between the parties in the cross-motion filings.

I apologize for this unanticipated last-minute application and ask for Your Honor's accommodation.

With best wishes to all for the New Year.

Respectfully submitted,
Ephraim Savitt
Co- Counsel for Defendant
Ardica Construcciones

Cc via ECF and email:
Max B. Chester, Esq.
Douglas Heffer, Esq.
Oscar A. Herasme, Esq.

Application GRANTED. Plaintiff's counsel may have the same extension.

Dated: January 10, 2020
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE